

Ganske	Kolbe	Radanovich
Gibbons	Largent	Ramstad
Gilchrest	Latham	Rangel
Goss	Laughlin	Richardson
Gutknecht	Leach	Rohrabacher
Hall (TX)	Levin	Roth
Hamilton	Lewis (KY)	Royce
Hancock	Lightfoot	Salmon
Hastert	Linder	Sanford
Hastings (FL)	LoBiondo	Sawyer
Hastings (WA)	Luther	Schroeder
Hefley	Manzullo	Sensenbrenner
Heineman	Matsui	Shadegg
Herger	McCarthy	Shaw
Hilliard	McCollum	Shays
Hobson	McCrery	Skaggs
Hoekstra	McDermott	Smith (TX)
Hoyer	Meyers	Smith (WA)
Istook	Miller (FL)	Stearns
Jacobs	Minge	Stenholm
Johnson (CT)	Myrick	Studds
Johnson, E. B.	Nethercutt	Taylor (NC)
Johnson, Sam	Nussle	Thomas
Johnston	Orton	Thurman
Kasich	Parker	Walker
Kennelly	Paxon	Waxman
Kim	Peterson (FL)	White
King	Petri	Whitfield
Kingston	Portman	Zeliff
Klug	Pryce	Zimmer
Knollenberg	Quinn	

NOT VOTING—7

Gillmor	Lincoln	Oxley
Greene (UT)	McDade	
Houghton	Miller (CA)	

□ 1321

Messrs. KIM, KNOLLENBERG, FOLEY, MCCOLLUM, ZELIFF, SHADEGG, CANADY of Florida, and HOYER changed their vote from "aye" to "no."

Messrs. GILMAN, EWING, WELLER, Mrs. MEEK of Florida, and Mr. BARRETT of Wisconsin changed their vote from "no" to "aye."

So the amendment was agreed to.

The result of the vote was announced as above recorded.

The CHAIRMAN. The question is on the committee amendment in the nature of a substitute, as amended.

The Committee amendment in the nature of a substitute, as amended, was agreed to.

The CHAIRMAN. Under the rule, the Committee rises.

Accordingly the Committee rose; and the Speaker pro tempore (Mr. BARRETT of Nebraska) having assumed the chair, Mr. GUTKNECHT, Chairman of the Committee of the Whole House on the State of the Union, reported that that Committee, having had under consideration the bill (H.R. 2754), to approve and implement the OECD Shipbuilding Trade Agreement, pursuant to House Resolution 448, he reported the bill back to the House with an amendment adopted by the Committee of the Whole.

The SPEAKER pro tempore. Under the rule the previous question is ordered.

Is a separate vote demanded on the amendment to the Committee amendment in the nature of a substitute adopted by the Committee of the Whole? If not, the question is on the Committee amendment in the nature of a substitute.

The Committee amendment in the nature of a substitute amendment was agreed to.

The SPEAKER pro tempore. The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. The question is on the passage of the bill.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

RECORDED VOTE

Mr. DAVIS. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 325, noes 100, not voting 9, as follows:

[Roll No. 238]

AYES—325

Ackerman	Duncan	Johnston
Allard	Durbin	Jones
Andrews	Ehlers	Kanjorski
Baesler	Ehrlich	Kaptur
Baker (LA)	Emerson	Kasich
Baldacci	Engel	Kelly
Ballenger	Ensign	Kennedy (MA)
Barcia	Eshoo	Kennedy (RI)
Barrett (NE)	Ewing	Kennelly
Barrett (WI)	Farr	Kildee
Bartlett	Fattah	Kim
Bass	Fawell	King
Bateman	Fazio	Klecza
Becerra	Fields (LA)	Knollenberg
Beilenson	Fields (TX)	LaFalce
Bentsen	Filner	LaHood
Bereuter	Flake	Largent
Berman	Flanagan	Latham
Bilbray	Foglietta	LaTourette
Bilirakis	Forbes	Lazio
Bishop	Ford	Leach
Bliley	Fox	Levin
Blumenauer	Frank (MA)	Lewis (CA)
Blute	Franks (CT)	Lewis (GA)
Boehlert	Franks (NJ)	Lightfoot
Bonior	Frelinghuysen	Linder
Bono	Frisa	Lipinski
Borski	Frost	Livingston
Boucher	Funderburk	Lofgren
Brewster	Furse	Lowey
Brown (CA)	Gallegly	Lucas
Brown (FL)	Ganske	Luther
Brown (OH)	Gejdenson	Maloney
Brownback	Gekas	Manton
Bryant (TN)	Gephardt	Manzullo
Bryant (TX)	Geren	Markey
Bunn	Gibbons	Martinez
Burr	Gilchrest	Martini
Calvert	Gilman	Mascara
Campbell	Gonzalez	Matsui
Canady	Goodlatte	McCarthy
Cardin	Goodling	McCollum
Castle	Gordon	McHale
Chabot	Goss	McHugh
Chambliss	Greene (UT)	McInnis
Chapman	Greenwood	McIntosh
Christensen	Gutierrez	McKeon
Clay	Gutknecht	McKinney
Clayton	Hall (OH)	McNulty
Clement	Hamilton	Meehan
Clinger	Hancock	Meek
Clyburn	Hansen	Menendez
Coble	Harman	Metcalf
Coburn	Hastings (FL)	Mica
Coleman	Hayes	Millender-
Collins (MI)	Hayworth	McDonald
Condit	Hefley	Miller (CA)
Conyers	Hefner	Miller (FL)
Crane	Heineman	Minge
Creameans	Herger	Mink
Cummings	Hinchey	Moakley
Cunningham	Hoekstra	Molinari
Danner	Hoke	Moorhead
Davis	Horn	Moran
Deal	Hostettler	Morella
DeFazio	Hoyer	Murtha
DeLauro	Hutchinson	Myers
Dellums	Hyde	Myrick
Deutsch	Inglis	Nadler
Dickey	Istook	Neal
Dingell	Jackson (IL)	Ney
Dixon	Jackson-Lee	Norwood
Doggett	(TX)	Olver
Dooley	Jefferson	Ortiz
Doyle	Johnson (SD)	Orton
Dreier	Johnson, E. B.	Owens

Packard	Saxton	Thomas
Pallone	Scarborough	Thornberry
Parker	Schaefer	Thornton
Pastor	Schiff	Thurman
Paxon	Schumer	Torkildsen
Payne (NJ)	Scott	Torres
Payne (VA)	Seastrand	Towns
Pelosi	Sensenbrenner	Upton
Peterson (FL)	Serrano	Velazquez
Peterson (MN)	Shaw	Vento
Petri	Shays	Visclosky
Pickett	Shuster	Volkmer
Pomeroy	Sisisky	Vucanovich
Porter	Skaggs	Walker
Pryce	Skeen	Walsh
Quillen	Skelton	Wamp
Quinn	Slaughter	Ward
Radanovich	Smith (MI)	Waters
Rangel	Smith (TX)	Watt (NC)
Reed	Solomon	Watts (OK)
Regula	Souder	Waxman
Richardson	Spence	Weldon (FL)
Riggs	Spratt	Weldon (PA)
Rivers	Stark	Weller
Roberts	Stenholm	Wicker
Roemer	Stokes	Williams
Rogers	Studds	Wilson
Roth	Stupak	Wolf
Roukema	Talent	Woolsey
Roybal-Allard	Tate	Wynn
Sabo	Tauzin	Young (AK)
Sanders	Taylor (NC)	Young (FL)
Sawyer	Tejeda	Zeliff

NOES—100

Abercrombie	English	Oberstar
Archer	Evans	Obey
Armey	Everett	Pombo
Bachus	Foley	Portman
Baker (CA)	Fowler	Poshard
Barr	Graham	Rahall
Barton	Gunderson	Ramstad
Bevill	Hall (TX)	Rohrabacher
Boehner	Hastert	Roh-Lehtinen
Bonilla	Hastings (WA)	Rose
Browder	Hilleary	Royce
Bunning	Hilliard	Rush
Burton	Hobson	Salmon
Callahan	Holden	Sanford
Camp	Hunter	Schroeder
Chenoweth	Jacobs	Shadegg
Chrysler	Johnson (CT)	Smith (NJ)
Collins (GA)	Johnson, Sam	Smith (WA)
Collins (IL)	Kingston	Stearns
Combest	Klink	Stockman
Cooley	Klug	Stump
Costello	Kolbe	Tanner
Cox	Lantos	Taylor (MS)
Coyne	Laughlin	Thompson
Cramer	Lewis (KY)	Tiahrt
Crapo	LoBiondo	Torricelli
Cubin	Longley	Trafficant
de la Garza	McCrery	White
DeLay	McDermott	Whitfield
Diaz-Balart	Mollohan	Wise
Dicks	Montgomery	Yates
Doolittle	Nethercutt	Zimmer
Dornan	Neumann	
Dunn	Nussle	

NOT VOTING—9

Buyer	Green (TX)	McDade
Edwards	Houghton	Meyers
Gillmor	Lincoln	Oxley

□ 1342

Mr. McNULTY changed his vote from "no" to "aye."

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. GENE GREEN of Texas. Mr. Speaker, on rollcall vote No. 238 earlier today I was unavoidably detained. Had I been present, I would have voted "aye."

GENERAL LEAVE

Mr. SOLOMON. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on H.R. 2754, the bill just passed.

The SPEAKER pro tempore (Mr. BARRETT of Nebraska). Is there objection to the request of the gentleman from New York?

There was no objection.

PROVIDING FOR CONSIDERATION OF H.R. 3610, DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 1997

Mr. SOLOMON. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 453 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 453

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3610) making appropriations for the Department of Defense for the fiscal year ending September 30, 1997, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 2(l)(6) of rule XI, clause 7 of rule XXI, or section 302(c) of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 or 6 of rule XXI are waived. Before consideration of any other amendment it shall be in order without intervention of any point of order to consider the amendment printed in the report of the Committee on Rules accompanying this resolution, if offered by Representative Young of Florida or his designee. That amendment shall be considered as read, may amend portions of the bill not yet read for amendment, shall be debatable for twenty minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. If that amendment is adopted, the bill, as amended, shall be considered as the original bill for the purpose of further amendment. After disposition of that amendment, during further consideration of the bill pursuant to this resolution, the appropriate allocation of new discretionary budget authority within the meaning of section 302(f)(1) of the Congressional Budget Act of 1974 shall be \$245,065,000,000. The corresponding level of budget outlays shall be \$243,372,000,000. During further consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall be considered as read. The Chairman of the Committee of the

Whole may postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment. The Chairman of the Committee of the Whole may reduce to not less than five minutes the time for voting by electronic device on any postponed question that immediately follows another vote by electronic device without intervening business, provided that the time for voting by electronic device on the first in any series of questions shall not be less than fifteen minutes. After the reading of the final lines of the bill, a motion that the Committee of the Whole rise and report the bill to the House with such amendments as may have been adopted shall, if offered by the majority leader or a designee, have precedence over a motion to amend. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

□ 1345

The SPEAKER pro tempore (Mr. HASTINGS of Washington). The gentleman from New York [Mr. SOLOMON] is recognized for 1 hour.

Mr. SOLOMON. Mr. Speaker, for purposes of debate only, I yield the customary 30 minutes to the gentleman from Texas [Mr. FROST], pending which I yield myself such time as I may consume. During consideration of the resolution, all time yielded is for debate purposes only.

(Mr. SOLOMON asked and was given permission to revise and extend his remarks and include extraneous material.)

Mr. SOLOMON. Mr. Speaker, House Resolution 453 is an open rule providing for the consideration H.R. 3610, the Defense Department appropriations bill for fiscal year 1997.

The rule provides for 1 hour of general debate equally divided between the chairman and ranking minority member of the Appropriations Committee. The rule waives the 3-day availability requirements for the committee report and the published hearings.

The report was filed Tuesday morning and was available to Members yesterday. So today is the second day of its availability.

The rule contains a technical waiver of section 302(c) of the Budget Act which prohibits consideration of an appropriations bill until the committee has made allocations pursuant to the most recent budget resolution. Since the House just last night adopted the conference report on the budget resolution for fiscal 1997, and the Appropriations Committee has not yet filed its new subcommittee allocations based on that resolution, this technical waiver is necessary.

However, the rule does provide a mechanism for bringing the bill within its new suballocations which were voted on in committee this morning.

Under the rule, a manager's amendment by Subcommittee Chairman YOUNG, which is printed in the report

on the rule, will be considered at the outset.

That amendment reduces the funding level in the bill by another \$500 million, thereby bringing the bill back under its new 602(b) allocations.

The manager's amendment will be debated for 20 minutes divided between the proponent and opponent.

While it is nonamendable at the outset, if it is adopted its provisions will be folded into the base text for purposes of further amendment under the open amendment process.

In addition, if the amendment is adopted, the rule provides that the new discretionary ceilings for budget authority and outlays will be in effect for the consideration of the bill.

Mr. Speaker, the rule further waives clauses 2 and 6 of House Rule XXI against provisions in the bill. Those rules prohibit the consideration of unauthorized and legislative provisions in appropriations bills, and the transfers of unobligated balances.

While the House has passed its defense authorization bill, it has not yet become law. However, we are informed that this bill closely tracks the decisions we made on that authorization bill, and that the chairman of the National Security Committee has no objection to these waivers. The rule further provides priority in recognition to Members whose amendments have been pre-printed in the CONGRESSIONAL RECORD. It allows the Chairman of the Committee of the Whole to postpone and cluster recorded votes to save the time of the House.

In addition, the rule permits the majority leader to offer the privileged motion to rise and report the bill back to the House at any time after the final lines of the bill have been read. Finally, the rule provides for one motion to recommit, with or without instructions.

In summary on the rule, Mr. Speaker, this is a complicated rule, admittedly, given the transition we are making from the previous budget allocations to the new ones. But in so doing, the rule brings the bill into conformity with the budget conference report adopted yesterday and the new allocations proposed by the Appropriations Committee today.

It is important that we comply with our budgetary decisions, and this rule makes that possible.

In the final analysis, this is a fair and open rule. That was reflected in the rule's unanimous adoption by voice vote in the Rules Committee yesterday, and its support by Chairman BILL YOUNG and Ranking Member JOHN MURTHA who have worked very hard together to conform this bill to the budget conference agreement. In that same, bipartisan spirit, I urge the adoption of the rule by the House today.

On the bill itself, I would like to commend Chairman YOUNG and Mr. MURTHA for once again putting together an excellent bill that takes care of this Nation's defense needs within